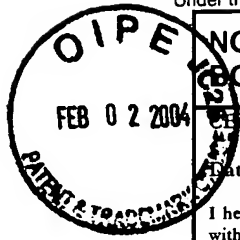


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# NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)  
4498 C1 US

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

Date of Deposit: January 29, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, on the date indicated above, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: Deborah A. Mojarro  
Print Name: Deborah A. Mojarro

In re Application of  
**Christian A. Heid et al.**

Application Number  
**10/099,738**

Filed  
**March 15, 2002**

For  
**External Control Reagents for Nucleic Acid Amplification**

Group Art Unit  
**1637**

Examiner  
**Joyce Tung**

Applicants hereby **appeal** to the Board of Patent Appeals and Interferences from the decision of the examiner, dated July 29, 2003, rejecting the following claims: 1-31.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00 .

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore the fee amount shown above is reduced by one-half, and the resulting fee is: \$ \_\_\_\_\_ .
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 01-2213 . I have enclosed a duplicate copy of this sheet.
- ☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is also enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

Andrew K. Finn  
Signature

- ☒ attorney or agent of record.

Andrew K. Finn 54,097  
Typed or printed name Reg. No.

- ☐ attorney or agent under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_

January 29, 2004  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.\*

☐ \* Total of \_\_\_\_\_ forms are submitted.

02/04/2004 BABRAH1 00000144 012213 10099738

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